**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO.597 OF 2006

Smt.Ila Anant Bhatt .. Petitioner.
Vs.
State of Maharashtra & Anr. .. Respondents.

Mr.Jawahar Thakkar for the petitioner.
Mr.P.A.Pol A.P.P. for the State.
Mr.Udaipuri for respondent no.2.

**CORAM : D.B.BHOSALE, J.**

**DATED : 1ST AUGUST, 2006**

P.C.:

. Heard learned counsel for the petitioner and respondent no.2 and learned A.P.P. for the State.

2. In this petition, the petitioner has made the following prayer:

> "(a) This Hon'ble Court be pleased to quash and set aside the order dated 10/2/2006 passed by the Ld. Metropolitan Magistrate to permit the Petitioner to cross-examine the complainant and to note down in writing the questions asked on behalf of the Petitioner and order not to disallow orally any question asked on behalf of the Petitioner".

3. I heard learned counsel for the parties for sometime and they have agreed for the following order. They have fairly stated that I need not record the

reasons for passing this order. Hence I pass the following order:

(a) The petitioner may be allowed to further cross-examine the witness (P.W.1) for about two hours, as per the convenience of the Court.

(b) The petitioner will have a liberty to place on record in writing the question/s that will be disallowed by the Court holding them to be irrelevant. The petitioner, through her learned counsel, undertakes that she shall not challenge the order disallowing any of the question/s during the cross examination by way of the revision or writ petition or criminal application under section 482 and reserves her right to challenge such order of disallowing the question in the appeal, in the event the petitioner is convicted. Undertaking is accepted.

(c) The learned Magistrate shall decide the case bearing C.C.No.588/S of 2003 as expeditiously as possible and preferrably within a period of six months from the date of receipt of this order.

(d) The parties have agreed that they shall not seek adjournments on frivolous grounds before the

Magistrate and shall co-operate for disposal of the case within the stipulated time. Liberty to the petitioner to apply for short adjournment only on 7th August, 2006 i.e. the next date fixed by the Magistrate and if such an application is filed same may be allowed.

. With these observations the writ petition is disposed of.

**(D.B.Bhosale, J.)**